

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

CLAUDE BROWN,

Plaintiff,

vs.

KING COUNTY,

Defendant.

No.

**NOTICE OF REMOVAL OF ACTION  
UNDER 28 U.S.C. 1441 (c)  
(FEDERAL QUESTION)**

PLEASE TAKE NOTICE that Defendant King County ("Defendant") hereby removes to this Court the action described below:

**1. Original Complaint.**

On July 25, 2016, an action was filed in the Superior Court of the State of Washington for King County. It was entitled: *Claude Brown v. King County*, No. 16-2-17555-4 SEA. A copy of the original Complaint in this action is attached as Exhibit A.

**2. Nature of Action.** In this action, Plaintiff seeks damages from Defendant arising out of 42 U.S.C. §1981. The complaint appears to raise alleged violations of discrimination in violation of 42 U.S.C. §1981 and alleges violation of federal law. The allegations in Plaintiff's Complaint related to alleged violations of the United States Code raise a federal question.

NOTICE OF REMOVAL OF ACTION UNDER 28  
USC 1441 (c) (FEDERAL QUESTION) - 1

**Daniel T. Satterberg**, Prosecuting Attorney  
CIVIL DIVISION, Litigation Section  
900 King County Administration Building  
500 Fourth Avenue  
Seattle, Washington 98104  
(206) 296-0430 Fax (206) 296-8819

1           3.       **Jurisdiction.** This proceeding is a civil action over which this Court has original  
2 jurisdiction under 28 U.S.C. § 1331 and supplemental jurisdiction under 28 U.S.C. § 1367(a).  
3 Plaintiff's claims necessarily raise a federal question that must be decided as part of plaintiff's  
4 affirmative case and federal question jurisdiction exists as part of plaintiff's well-plead  
5 complaint.

6           4.       **Intradistrict Assignment.** Pursuant to LCR 101(e) and LCR 3(d), this case is  
7 properly assigned to the Seattle Division because the incidents that form the basis for plaintiff's  
8 cause of action occurred in King County.

9           5.       **Jury Demand.** Jury demand has been filed by Plaintiff.

10          6.       **Consent.** There are no other defendants in this action.

11          7.       **Notice and Filing.** Notice of the filing of this Notice of Removal has been given  
12 to plaintiff and a true and correct copy of this Notice has been filed with the Clerk of the  
13 Superior Court of Washington for King County.

14          8.       **Reservation.** Defendants reserve the right to amend or supplement this Notice of  
15 Removal.

16          9.       **Rule 11.** This Notice of Removal is signed pursuant to Rule 11 of the Federal  
17 Rules of Civil Procedure.

18          10.       **Certificate of Service.** A certificate of service for this removal notice, which  
19 includes all counsel and pro se parties who have appeared in this action with their contact  
20 information (including emails), is attached.

21       //

22       //

23  
NOTICE OF REMOVAL OF ACTION UNDER 28  
USC 1441 (c) (FEDERAL QUESTION) - 2

**Daniel T. Satterberg**, Prosecuting Attorney  
CIVIL DIVISION, Litigation Section  
900 King County Administration Building  
500 Fourth Avenue  
Seattle, Washington 98104  
(206) 296-0430 Fax (206) 296-8819

1 Dated this 24<sup>th</sup> day of August, 2016.

2  
3 DANIEL T. SATTERBERG  
King County Prosecuting Attorney

4 s/ ERIN OVERBEY  
5 ERIN OVERBEY, WSBA #21907  
6 Senior Deputy Prosecuting Attorney  
Attorneys for King County  
7 King County Prosecuting Attorney  
500 Fourth Avenue, Suite 900  
8 Seattle, WA 98104  
(206) 296-8820 Fax (206) 296-8819  
[Erin.Overbey@kingcounty.gov](mailto:Erin.Overbey@kingcounty.gov)

9 **DECLARATION OF FILING AND SERVICE**

10 I hereby certify that on August 24, 2016, I electronically filed the foregoing Notice of  
11 Removal with the Clerk of the Court using the CM/ECF system and mailed a copy of the same  
12 by first class United States mail to the following:

13 **Darryl Parker**  
14 **Civil Rights Justice Center, PLLC**  
2150 N 107<sup>th</sup> Street, Suite 520  
15 **Seattle, WA 98133**  
[dparker@civilrightsjusticecenter.com](mailto:dparker@civilrightsjusticecenter.com)

16 I declare under penalty of perjury under the laws of the United States and the State of  
17 Washington that the foregoing is true and correct.

18 DATED this 24<sup>th</sup> day of August, 2016 at Seattle, Washington.

19  
20 s/ Heidi Lau  
HEIDI LAU  
21 Legal Secretary  
King County Prosecuting Attorney's Office